



PATENT
Attorney Docket No. CEL-002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Gardner et al.

SERIAL NO.: 09/872,868 GROUP NO.: 1653

FILING DATE: June 1, 2001 EXAMINER:

TITLE: BISTABLE GENETIC TOGGLE SWITCH

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to a "Notice to File Missing Parts of Application" dated July 20, 2001, Applicants submit the following:

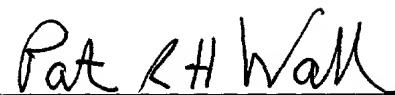
1. a check in the amount of \$699.00, including the following small entity fees: a statutory basic filing fee of \$355.00, a surcharge for \$65.00, \$144 for additional claims, and \$135.00 for multiple dependent claim surcharge;
2. a copy of the "Notice to File Missing Parts of Application" (1 pg);
3. a Declaration and Power of Attorney for Utility or Design Patent Application (3 pgs);
4. Application Data Sheet (2 pgs);
5. Formal Drawings (17 pgs);
6. a Transmittal document (1 pg);
7. a Fee Transmittal document (1 pg);
8. a return receipt postcard.

Response to Notice to File Missing Parts

U.S. Serial No. 09/872,868

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Respectfully submitted,



Patrick R. H. Waller, Ph.D.

Agent for Applicant(s)

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Date: September 20, 2001

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,868	05/01/2001	Timothy Gardner	CEL-002

CONFIRMATION NO. 1090

021323
 TESTA, HURWITZ & THIBEAULT, LLP
 HIGH STREET TOWER
 125 HIGH STREET
 BOSTON, MA 02110

FORMALITIES LETTER



OC00000006324134

Date Mailed: 07/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$558.
 - \$288 for 16 total claims over 20.
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1398.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY